

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Deepak Gandhi, et al.

Application No.: 11/578,806

Filed: May 8, 2006

For: IMPLANTABLE MEDICAL  
DEVICES WITH ENHANCED  
VISIBILITY, MECHANICAL,  
PROPERTIES AND  
BIO-COMPATIBILITY



Customer Number: 31824

Confirmation Number: Not Yet Assigned

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF GENERAL POWER OF ATTORNEY

Sir:

Transmitted herewith is a Declaration and General Power Of Attorney which revokes all previous powers of attorney and associates the subject patent with our Customer Number (31824). Also enclosed is a recordation form cover sheet and an assignment for recordation.

Please note that the Declaration contains a prior Power of Attorney, appointing the practitioners associated with Customer Number 08791. That Power of Attorney has been revoked and superseded by a General Power of Attorney, executed January 29, 2007, and filed herewith, which appoints the practitioners associated with Customer Number 31824.

Respectfully submitted,

McDERMOTT WILL &amp; EMERY LLP

James W. Hill, MD  
Registration No. 46,396

18191 Von Karman Ave., Suite 500  
Irvine, CA 92612-7108  
Phone: 949.851.0633 JWH:sv  
Facsimile: 949.851.9348  
Date: February 7, 2007

**Please recognize our Customer No. 31824  
as our correspondence address.**



Attorney's Docket No.: 007574.P002

Patent

First Named Inventor: Deepak Gandhi

Check One:

☐ Declaration Submitted with  
Initial Filing  
☒ Declaration Submitted After  
Initial Filing (Surcharge under  
37 C.F.R. § 1.16(e) Required)

OR

Complete If Known:

Application No.: 10/578,806  
Filing Date: 5/8/2006  
Art Unit: Not Yet Assigned  
Examiner Name: Not Yet Assigned

**DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION**

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

IMPLANTABLE MEDICAL DEVICES WITH ENHANCED VISIBILITY, MECHANICAL  
PROPERTIES AND BIOCOMPATABILITY

(Title of the Invention)

the specification of which

☒ is attached hereto  
☐ was filed on (MM/DD/YYYY) 05/08/2006 as  
as United States Application Number 10/578,806  
or PCT International Application Number \_\_\_\_\_  
and was amended on (MM/DD/YYYY) \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above.

I do not know and do not believe that the claimed invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application. I do not know and do not believe that the claimed invention was in public use or on sale in the United States of America more than one year prior to this application, nor do I know or believe that the invention has been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months (for a utility patent application) or six months (for a design patent application) prior to this application.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed?		Certified Copy Attached?	
<u>PCT/SG2004/000319</u> (Number)	<u>PCT</u> (Country)	<u>09/30/2004</u> (Foreign Filing Date - MM/DD/YYYY)	<u>X</u> Yes	<u>      </u> No	<u>      </u> Yes	<u>X</u> No
<u>200306809-5</u> (Number)	<u>Singapore</u> (Country)	<u>11/07/2003</u> (Foreign Filing Date - MM/DD/YYYY)	<u>X</u> Yes	<u>      </u> No	<u>      </u> Yes	<u>X</u> No

#### Appointment of Patent Practitioners:

I hereby appoint the patent practitioners associated with the Customer Number **08791** as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

If this patent application is assigned, then the undersigned hereby authorizes the patent attorneys and patent agents named herein to accept and follow instructions from the assignee(s) as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the patent attorneys and patent agents and the undersigned. In the event of a change in the persons from whom instructions may be taken, at least one patent attorney or patent agent named herein will be so notified by the undersigned.

Direct all correspondence to (check one):

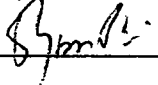
X Customer Number **08791** OR  
       Correspondence Address Below:

Stephen M. DeKlark  
 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
 12400 Wilshire Boulevard  
 Seventh Floor  
 Los Angeles, California 90025  
 Telephone: (408) 720-8300  
 Fax: (408) 720-8383


*Superseded by power  
 of attorney  
 executed Jan 29, 2007*

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

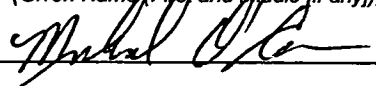
NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Full Name: Deepak Gandhi  
(Given Name (First and Middle (if any)), Family Name (or Surname), and Suffix (if any))  
Inventor's Signature  Date 11 July 2006  
Residence #09-02, Singapore Citizenship U.S.A.  
(US) (City, State, Country) (Country)  
Mailing Address 161 Killiney Road  
#09-02, Singapore 239569

NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Full Name: Leon Rudakov  
(Given Name (First and Middle (if any)), Family Name (or Surname), and Suffix (if any))  
Inventor's Signature  Date 11 July 2006  
Residence Belmont, CA, USA Citizenship U.S.A.  
(City, State, Country) (Country)  
Mailing Address 22 Arroyo View Circle  
Belmont, CA 94002

NAME OF THIRD INVENTOR: ☐ A petition has been filed for this unsigned inventor

Full Name: Michael O'Connor  
(Given Name (First and Middle (if any)), Family Name (or Surname), and Suffix (if any))  
Inventor's Signature  Date 11 July 2006  
Residence Singapore Citizenship U.S.A.  
(City, State, Country) (Country)  
Mailing Address 335 Ang Mo Kio Ave 2  
Singapore 560335



Based on PTO/SB/80 (04-05)  
Approved for use through 11/30/2005. OMB 0851-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

☒ Practitioners associated with the Customer Number:

31824

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

☒ The address associated with Customer Number:

31824

OR

<input type="checkbox"/> Firm or Individual Name					
Address					
City		State		Zip	
Country					
Telephone			Email		

Assignee Name and Address:

Merlin MD Pte. Ltd.  
29 Woodlands Industrial Park E1 #04-13/14  
Northtech Lobby 3  
Singapore 757716

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

### SIGNATURE of Assignee of Record

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	29 JANUARY 2007
Name	MICHAEL O'CONNOR	Telephone	+65 6892 0020
Title	PRESIDENT & COO		

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Deepak GANDHI, et al.

Application No./Patent No: 10/578,806 Filed/Issue Date: May 08, 2006

Entitled: IMPLANTABLE MEDICAL DEVICES WITH ENHANCED VISIBILITY, MECHANICAL, PROPERTIES AND BIO-COMPATIBILITY

Merlin MD Pte. Ltd. , a Singapore Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

James W. Hill, MD  
Signature  
James W. Hill, MD  
Printed or Typed Name  
Attorney of Record  
Title

2/7/06  
Date  
949.851.0633  
Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney's Docket

**ASSIGNMENT**

**PATENT**

No.: 007574.P002 (For Execution After Filing Patent Application)

In consideration of good and valuable consideration, the receipt of which is hereby acknowledged, we

the undersigned, Deepak Gandhi, Leon Rudakov, and Michael O'Connor

hereby sell, assign, and transfer to Merlin MD Pte. Ltd.

a corporation of Singapore, having a principal place of business at 29 Woodlands Industrial Park E1, #04-13/14, Northtech (Lobby 3) Singapore 757716

Merlin MD Pte. Ltd., ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title, and interest for the United States and all foreign countries, in and to any and all improvements that are disclosed in the application for the United States patent that was filed 5/8/2006 and assigned Application No. 10/578,806 and is entitled

IMPLANTABLE MEDICAL DEVICES WITH ENHANCED VISIBILITY, MECHANICAL  
PROPERTIES AND BIOCOMPATABILITY

and in and to said application and all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications that have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original patents, reissued patents, reexamination certificates, and extensions that have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee may apply for and receive a patent or patents for said improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney, and other papers; communicate to said Assignee, its successors, assigns, and representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally assist said Assignee, its successors, assigns, or representatives in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements, and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns, and legal representatives; and

covenant with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: 11 July, 2006

Deepak Gandhi  
Name: Deepak Gandhi

Date: 11 July, 2006

Leon Rudakov  
Name: Leon Rudakov

Date: 11 July, 2006

Michael O'Connor  
Name: Michael O'Connor

**[Please Note: New Applications go to our Sunnyvale address]**

Assignment Document Return Address:

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
12400 Wilshire Blvd., Seventh Floor  
Los Angeles, California 90025-1026  
(408) 720-8300

State of: \_\_\_\_\_ }  
County of: \_\_\_\_\_ } SS.

On this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_, before me, \_\_\_\_\_,  
the undersigned Notary Public, personally appeared \_\_\_\_\_

☐ personally known to me ☐ proved to me on the basis of satisfactory evidence to  
be the person(s) whose name(s) subscribed to the within instrument, and  
acknowledged that executed it.

WITNESS my hand and official seal.

\_\_\_\_\_  
Notary's Signature